

(a) The board of review of the Department of Health and Mental Hygiene is [hereby] created. It shall consist of seven members appointed by the Governor with the advice and consent of the Senate of Maryland. Of the seven members so appointed, not less than four shall be selected from and represent the general public. The remaining members shall be persons of knowledge and experience in one or more of the fields under the jurisdiction of the Department of Health and Mental Hygiene. Of the members initially appointed, three shall be for terms of three years, two for terms of two years, and two for terms of one year. Thereafter, all appointments shall be for terms of three years. The Governor shall designate a chairman from among the members representing the general public. The Governor shall fill any vacancy which occurs before the expiration of a term, for the balance of the term so remaining. Members of the board shall receive compensation as provided in the budget from time to time and shall be reimbursed for actual expenses. The board shall have [such] staff [as] provided in the budget.

(b) The board shall make recommendations to the Secretary regarding the operation and administration of the Department of Health and Mental Hygiene as it [shall from time to time deem] CONSIDERS necessary or desirable. If no advisory board is created for the Department as provided for in § 206C of this article, the board of review shall advise the Secretary as to all matters affecting the Department submitted by him for its consideration.

(c) In addition to its advisory powers, the board shall hear and determine appeals from those decisions of the Secretary or any departments or other agencies within the Department of Health and Mental Hygiene which are subject to judicial review under § 255 of this article or under any other provisions of law. The board shall also hear and determine appeals from those actions or failures to act by any departments or agencies within the Department of Health and Mental Hygiene for which the Secretary, by regulations, provides for review by the board. The board shall report at least annually to the Secretary and its report shall incorporate a summary of appeals heard and the determinations thereof by categories. [No member] MEMBERS of the board [shall] MAY NOT participate in any determination nor vote in any proceeding as to which he has, directly or indirectly, a private interest.

(d) The Governor, upon the recommendation of the majority of the board or upon the recommendation of the Secretary, may remove any member of the board for one or more of the following: